

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

UNITED STATES OF AMERICA,

CASE NO: 24-CR-20295-JB

Plaintiff,

vs.

BRAYAN TOCHON-LOPEZ,  
WILMER MOISES BARSELO,  
JOSE FELICIANO LEMOS,  
JESUS RODRIGUEZ,  
LUIS ANDRES ZUNIAGA,  
JORGE LUIS LOPEZ-ASTUDILLO,  
EULIDES OLIVEROS-LUGO,  
STIVEN JOSE FLORES

Defendants.

---

**UNOPPOSED JOINT MOTION FOR CONTINUANCE OF TRIAL**

Defendants, **BRAYAN TOCHON-LOPEZ, WILMER MOISES BARSELO, JOSE FELICIANO LEMOS, JESUS RODRIGUEZ, LUIS ANDRES ZUNIAGA, JORGE LUIS LOPEZ-ASTUDILLO, EULIDES OLIVEROS-LUGO, and STIVEN JOSE FLORES**, by and through their counsel, and in accordance with *18 U.S.C. §3161(h)(7)* and *S.D. Fla. L.R. 7.6*, hereby file this Unopposed Joint Motion for Continuance of the currently set trial date. As grounds in support of this request, the Defendants state:

1. On or about June 26, 2024, the Defendants were arrested after being intercepted upon the high seas and elsewhere outside the jurisdiction of any particular State or district.
2. On July 11<sup>th</sup>, 2024, the Government filed an indictment charging the Defendants with Conspiracy to Possess with Intent to Distribute a Controlled Substance While On Board a Vessel



Subject to the Jurisdiction of the United States (Count 1) and Possession with Intent to Distribute a Controlled Substance While On Board a Vessel Subject to the Jurisdiction of the United States.

3. On July 22<sup>nd</sup>, 2024, the Defendants were arraigned in this matter [DE 15, 16, 17, 18, 19, 20, 21, 22].

4. On or about July 22, 2024, the Government provided discovery to Defendants.

5. On February 12, 2025, Defendants filed their Joint Motion to Dismiss. [DE 71]. On or about February 26<sup>th</sup>, 2025, the Government filed its Response to the Defendants' Joint Motion to Dismiss, [DE 77], and on March 5<sup>th</sup>, 2025, the Defendants filed their Reply to the Government's Response. [DE 82].

6. On or about February 25<sup>th</sup>, 2025, this Honorable Court referred the Defendants' Joint Motion to Dismiss to the Honorable Magistrate Edwin G. Torres. [DE 76]. On April 4<sup>th</sup>, 2025, Magistrate Torres entered a Report and Recommendation recommending that the Defendants' Joint Motion to Dismiss be denied. [DE 86]. On April 18<sup>th</sup>, the Defendants filed Joint Objections to the Report and Recommendation filed by Magistrate Torres. [DE 89].

7. On May 16, 2025, the Parties filed an Unopposed Joint Motion for Continuance of trial that was set for the two-week period commencing June 2, 2025 [DE 96], which the Court granted on May 22, 2025, and reset trial for June 16, 2025. [DE 97].

8. Unfortunately, the Parties have numerous scheduling conflicts that include the current trial period and extend through the middle of July. For example,

- a. One of the defense attorneys has a preplanned vacation the first two weeks of June;
- b. Another defense attorney is registered to attend an in-person seminar, from June 16 through June 18, in Portland, Oregon (Fundamentals of Federal Capital Defense, conducted by the Federal Death Penalty Resource Counsel) in connection with a capital

case to which he was appointed before the Honorable Rodolfo A. Ruiz II, *United States v. Navarro-Escobar*, Case No. 25-cr-20102-RAR;

- c. The Government's counsel has a vacation planned during the first two weeks in July; and
- d. All of the defendants' counsel are scheduled to attend the CJA Conference July 10 through the 12;

9. Accordingly, the Defendants request a continuance of the trial date until after the Defendants' Joint Motion to Dismiss and their Objections to the Magistrate's Report and Recommendation has been finally disposed of, or to a date in late July.

10. This Motion is being filed in good faith, in the interests of judicial economy to afford the Parties the proper opportunity to resolve this matter without the need for a trial, and in furtherance of providing Defendants effective assistance of counsel. This Motion is not being filed for purposes of undue delay.

#### **CERTIFICATE OF CONFERRAL PURSUANT TO LOCAL RULE 88.9**

On May 23rd, 2025, the undersigned conferred with AUSA Yvonne Rodriguez-Shack who advised that the Government does not object to the Court granting this Motion for Continuance. Additionally, after conferral with counsel for the codefendants, the codefendants join in the motion.

**WHEREFORE**, Defendants, **BRAYAN TOCHON-LOPEZ, WILMER MOISES BARSELO, JOSE FELICIANO LEMOS, JESUS RODRIGUEZ, LUIS ANDRES ZUNIAGA, JORGE LUIS LOPEZ-ASTUDILLO, EULIDES OLIVEROS-LUGO, and STIVEN JOSE FLORES**, respectfully pray that this Honorable Court grant the Defendants' Joint Motion for Continuance of trial, enter an Order continuing this case to, at least, the end of July 2025, so that the Defendants' Joint Motion to Dismiss and their Objections to the Magistrate's



Report and Recommendation are finally disposed of and to avoid the Parties' various scheduling conflicts, and for any other relief the Court deems proper and just under the circumstances.

Respectfully submitted,

<p><b>QUINTERO BROCHE &amp; FONSECA-NADER, P.A.</b>  <i>Attorneys for Jorge Luis Lopez-Astudillo</i></p> <p>BY: <u>/s/ Frank Quintero, Jr.</u>  FRANK QUINTERO, JR.  Florida Bar No.: 399167  75 Valencia Ave., Suite 800  Coral Gables, Florida 33134  Tel.: 305-446-0303/Fax: 305-446-4503  E-mail:  fquintero@quinterolaw.net  eservice@quinterolaw.net</p>	<p><b>FEDERAL PUBLIC DEFENDER</b>  <i>Attorney for Brayan Tochon-Lopez</i></p> <p>BY: <u>/s/Srilekha Jayanthi</u>  Srilekha Jayanthi  Assistant Federal Public Defender  150 W. Flagler Street, Suite 1700  Miami, Florida 33130  Tel: (305) 530-7000  Email: srilekha_jayanthi@fd.org</p>
<p><b>SEITLES &amp; LITWIN, P.A.</b>  <i>Attorney for Wilmer Moises Barselo</i></p> <p>BY: <u>/s/ Marc David Seitles</u>  Marc David Seitles  Florida Bar No. 178284  Courthouse Center 40 N.W. 3<sup>rd</sup> Street  Penthouse One  Miami, Florida 33128  Tel: (305) 403-8070  Fax: (305) 403-8210  Email: mseitles@seitleslaw.com</p>	<p><b>DONET, MCMILLAN &amp; TRONTZ, PA</b>  <i>Attorney for Jose Feliciano Lemos</i></p> <p>BY: <u>/s/David Antonio Donet, Jr.</u>  David Antonio Donet, Jr.  Florida Bar No.: 128910  3250 Mary Street, Suite 406  Coconut Grove, Florida 33133  Tel: (305) 444-0030  Fax: (305) 444-0039  Email: donet@dmtlaw.com</p>
<p><b>ROGER CABRERA, PA</b>  <i>Attorney for Jesus Rodriguez</i></p> <p>BY: <u>/s/Roger DE Jesus Cabrera</u>  Roger DE Jesus Cabrera  Florida Bar No.: 148740  333 SE 2nd Avenue, Suite 2000  Miami, Florida 33131  Tel: (305) 823-8383  Fax: (305) 675-7970  Email: Roger@Cabrera.legal</p>	<p><b>LAW OFFICES OF JOSEPH A. CHAMBROT</b>  <i>Attorney for Luis Andres Zuniaga</i></p> <p>BY: <u>/s/Joseph Abraham Chambrot</u>  Joseph Abraham Chambrot  Florida Bar No.: 434566  1885 NW North River Drive  Miami, Florida 33125  Tel: (305) 547-2101  Fax: (305) 547-2107  Email: joseph@chambrotlaw.com</p>

<b>BATISTA &amp; BATISTA</b> <i>Attorney for Eulides Oliveros-Lugo</i>  BY: <u>/s/Jose Rafael Esteban Batista</u> Jose Rafael Esteban Batista Florida Bar No.: 317251 7171 Coral Way, Suite 400 Miami, Florida 33155 Tel: (305) 267-5139 Fax: (305) 267-4108 Email: jrebatistalaw@gmail.com	<b>CARAMES LAW</b> <i>Attorney for Stiven Jose Flores</i>  BY: <u>/s/Dianne Elizabeth Carames</u> Dianne Elizabeth Carames Florida Bar No.: 68419 10 Canal Street, Suite 328 Miami Springs, Florida 33136 Tel: (305) 403-8063 Fax (305) 379-6668 Email: dianne@puglisicarames.com
---	---

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the above and foregoing was electronically filed via *CM/ECF* this 28th day of May 2025, and a courtesy copy of the foregoing furnished via email to all counsel of record.

Respectfully submitted,

**QUINTERO BROCHE &  
FONSECA-NADER, P.A.**

*Attorneys for Jorge Luis Lopez-Astudillo*  
75 Valencia Ave., Suite 800  
Coral Gables, Florida 33134  
Tel.: 305-446-0303  
Fax: 305-446-4503  
E-mail: [fquintero@quinterolaw.net](mailto:fquintero@quinterolaw.net)  
[eservice@quinterolaw.net](mailto:eservice@quinterolaw.net)

BY: /s/ Frank Quintero, Jr.  
FRANK QUINTERO, JR.  
Fla. Bar 399167